



GALVESTON COUNTY, TEXAS

COMMISSIONERS COURT 722 Moody, County Courthouse, Galveston, TX 77550 (409) 766-2244

Mark Henry Ryan Dennard Joe Giusti Stephen Holmes Ken Clark
County Judge Commissioner, Precinct 1 Commissioner, Precinct 2 Commissioner, Precinct 3 Commissioner, Precinct 4

AGENDA

September 29, 2015 – 1:30 PM

CONSENT AGENDA: ALL ITEMS MARKED WITH A SINGLE ASTERISK (*) ARE PART OF THE CONSENT AGENDA AND REQUIRE NO DELIBERATION BY THE COMMISSIONERS COURT. ANY COMMISSIONERS COURT MEMBER MAY REMOVE AN ITEM FROM THIS AGENDA TO BE CONSIDERED SEPARATELY.

In accordance with the provisions of the Americans with Disabilities Act (ADA), persons in need of a special accommodation to participate in this proceeding shall, within three (3) days prior to any proceeding contact the County Judge's office at 722 Moody, Galveston, Texas 77550 (409) 766-2244.

REGULARLY SCHEDULED MEETING

Call to Order

Invocation and Pledge of Allegiance

Consent Agenda

- *1. Submitted by the Auditor's Office:
 - a. Approval of the Accounts Payable Checks dated 9/22/15 and 9/29/15
 - b. Order for Payroll period ending 9/23/15 Bi-Weekly #20
 - c. Order for Supplemental payroll period ending 9/23/15 Bi-Weekly #20
 - d. Monthly Financial Report for July 2015
 - e. Internal Audit report of the cash count and inventory of Constable, Precinct 1 (Texas City)
 - f. Internal Audit Report of the Department of Parks and Cultural Services for period of 6/1/14 - 5/31/15 with response letter from Julie Diaz dated 9/15/15
- *2. Receive and file *Refund Check List* from Odyssey submitted by the County Clerk.
- *3. Receive and file *Refund Check List from Odyssey* submitted by the District Clerk.
- *4. Receive and file *Restitution Check List from Odyssey* submitted by Court & Pretrial Services.

- *5. Receive and file *Summary of Bi-Weekly Personnel Movements pay period #19, August 27- September 9, 2015* submitted by Human Resources.
- *6. Consideration of *approving exemption to the 4 pay period mandatory vacancy policy for Toll Collector (Psn #1)* submitted by Human Resources on behalf of Facilities.
- *7. Receive and file *renewal contract with A1 Best Staffing (Veterans Office Temp)* submitted by Human Resources.
- *8. Consideration of *approving an amendment to the Galveston County Retired Life Reserve Plan* submitted by Human Resources and County Auditor.
- *9. Consideration of *approval of a resolution permitting firework sales on additional holidays per state law* submitted by Commissioner, Precinct 1.
- *10. Consideration of a *Resolution designating October 4-10, 2015 as National 4-H week in Galveston County* submitted by County Judge's Office.
- *11. Consideration of *approval for Commissioners' Court to execute a letter regarding TIRZ 11 to Galveston Mayor and Members of City Council* submitted by Commissioner, Precinct 1.
- *12. Consideration of *approval of a board appointment to the Galveston County Mosquito Control District* submitted by the County Judge.
- *13. Receive and file *Certification of Completion of Continuing Education for Cheryl E. Johnson as County Tax Assessor Collector and for Cheryl E. Johnson, Sheryl R. Swift and Rachael Crider to have maintained status as Professional County Collectors for 2015* submitted by the Tax Assessor/Collector:
- *14. Receive and file *FY 2016 Texas Juvenile Justice Department State Aid and Targeted Grant Award for Juvenile Justice as accepted by the Galveston County Juvenile Board* submitted by the Grants Manager.
- *15. Consideration of *authorization to submit a FEMA SRIA Alternate Project for PW #15158 to be utilized for the Galveston County Gateway Sign Project* submitted by the Grants Manager.
- *16. Consideration of *accepting right of way deed on Parcel 150A required for the FM 646 project* requested by Right of Way.
- *17. Consideration of *approval to initiate eminent domain for the acquisition of Parcel 102 required for the F.M. 646 Project* submitted by Right of Way.

*18. Consideration of *authorization for the Purchasing Agent to advertise for bids for the following projects* submitted by Engineering:

- a. Galveston Seawall Endcap Repair and Replacement
- b. Jack Brooks Park Road Reconstruction
- c. San Leon Roads

*19. Consideration of *approval of a renewal contract with Robert Ezell for MHMR Prosecutor Services* submitted by the District Attorney.

*20. Consideration of *Request of Tax Refunds in Excess of \$2,500.00* submitted by the Tax Assessor/Collector:

- a. **R308552** \$2,827.41 Overpayment
- b. **R362040** \$11,424.02 Over Payment

*21. Request for *Ratification of Denial of Request for Waiver or Refund of Penalty and Interest as recommended by Penalty & Interest Review Committee* submitted by the Tax Assessor/Collector:

- a. **R381774** Gage, Roger Sr. 2014 \$945.78 (R)
- P406802** Sollenberger, Stephan 2014 \$390.16 (R) \$167.00 (W)
- R303314** Saenz, Raul & Norma 2014 \$441.58 (W)
- R111602** Giusti, Craig 2014 \$552.14 (R)
- R299144** Harris, Emory & Rentas, Tamika 2014 \$4,422.46 (W)
- R113505** Kaur, Pritam & Curpreet 2014 \$1,147.14 (W)
- R186167** Samartan Home Sales, Inc. 2014 \$856.62 (W)
- R108640** Westerman, Jeanetter 2014 \$815.75 (W)
- R311437** Broussard, William 2014 \$6,501.35 (R)
- R402068** Danna, Same & Teresa 2014 \$198.78 (R)

*22. Request for *Waiver or Refund of Penalty and Interest Due to Clerical Errors* submitted by the Tax Assessor/Collector:

- a. **R132588** Dampman, David M. 2014 \$149.37 (R)

*23. Consideration of *approval for the solicitation of auction for the sale of the following properties* submitted by the Housing Department:

- a. **122 Mary Lane, Bacliff** - Lot Thirty -one (31), of Baycrest Second Addition, a subdivision in Galveston County, Texas, according to the map or plat thereof as recorded in Volume 254, Page 111, and transferred to Plat Record 11, Map Number 39, in the Office of the County Clerk of Galveston County, Texas
 - b. **205 Sarlee, La Marque** - Lot Eight (8), in Block Two (2) ,of Lee Place ,Section Two (2) , a subdivision in Galveston County, Texas , according to the map or plat thereof as recorded in Volume 254-A, Page 69, and transferred to Plat Record 13, Map Number 10 , in the Office of the County Clerk of Galveston County, Texas
 - c. **2307 Avenue I Dickinson**
A tract of land out of block 218, Moore's Addition to Dickinson, Galveston County, Texas, according to the map thereof recorded in volume 155, page 10 and transferred to Plat Record 7, Map No.1, in the office of the County Clerk of Galveston County, Texas and being more fully described by meets and bounds as follows. Beginning at a set 1/2 inch iron rod for the most Westerly corner of Lot 5 of said Block 218, said Beginning Point lying on the Northerneasterly line of Avenue I, a 70 foot right of way and being S 39 deg. 0.8 min. a distance of 50.0 feet from the most Westerly corner of said block 218.Thence S 39 deg. 08 min. E along said right of way line a distance of 50.0 feet to a set 1/2 inch iron rod for the most Southerly corner of said Lot 5.Thence N 50 deg. 29 min. 31 sec. E a distance of 130.0 feet to a set 1/2 inch iron rod for corner, said corner lying on the Northeasterly line of said Lot 5, at the intersection of a fence line. Thence N 39 deg. 08 min. along said Lot line at a distance of 49.15 feet past the most Northernly corner of said Lot 5, in all a distance of 50.0 feet to a set 1/2 inch iron rod for corner at the intersection of the fence line. Thence S 50 deg. 29 min. 31 sec. W a distance of 130.0 feet to the place of Beginning and containing 0.1492 acres of land, more or less.
- *24. Consideration of *approval for contract renewal of Password expiration of alerting software with Netwrix* submitted by Information Technology.
 - *25. Consideration of *approval of Metalogix Sharepoint Backup Software & support with Summit 7* submitted by Information Technology.
 - *26. Consideration of *approval for software maintenance renewal for Microfocus with Sungard* submitted by Information Technology.
 - *27. Consideration of *approval for support renewal of Brocade 6510 switches at 722 Moody location with SCW* submitted by Information Technology.
 - *28. Consideration of *approval to purchase additional SAS drives for 2 VNX San Environments with Comcast of Houston, LLC* submitted by Information Technology.
 - *29. Consideration of *approval for Vmware Environment upgrade at the Courthouse-*

Datacenter/EMF with UDI submitted by Information Technology.

- *30. Consideration of *approval of software maintenance renewal of Kiwi Syslog server with Solarwinds, Inc.* submitted by Information Technology.
- *31. Consideration of *approval of support renewal for Brocade 6510 switch for DR Site at the League City location with SCW* submitted by Information Technology.
- *32. Consideration of *approval of maintenance renewal for overland Neo 400S tape library with UDI* submitted by Information Technology.
- *33. Consideration of *approval for annual software maintenance for McAfee Gold Support Endpoint with Gov Connection* submitted by Information Technology.
- *34. Consideration of *approval for renewal of password reset server software (Thycotic) with SHI* submitted by Information Technology.
- *35. Consideration of *approval for Odyssey Maintenance & Support with Tyler Technologies* submitted by Information Technology.
- *36. Consideration of *approval for Netmotion Maintenance Renewal with Mobile Wireless, LLC* submitted by Information Technology.
- *37. Consideration of an *Order Designating the First Tuesday of Each Month as the Regular Term of the Galveston County Commissioners' Court* submitted by County Legal.
- *38. Consideration of *authorizing County Judge to execute Release of Lien under County Clerk File No. 2001057177 against Joe E. Boase for removal and elimination of the nuisance for the following real property Lot 420, Block 8 of Canal City, a subdivision in Galveston County, Texas,* submitted by County Legal.
- *39. Consideration of *authorizing County Judge to execute letter agreement with Trinity Services Group, Inc., to confirm price adjustments effective October 1, 2015 to the Food Service Agreement for Inmates and Staff as approved by Commissioners' Court on September 1, 2015* submitted by County Legal.
- *40. Consideration of *authorizing County Judge to execute renewal contracts with the following Fire Departments for fire protection service in the unincorporated county* submitted by Director of Finance and Administration:
 - a. City of La Marque
 - b. City of Texas City
 - c. Bayou Vista

- d. Crystal Beach VFD
 - e. Dickinson VFD
 - f. Friendswood VFD
 - g. High Island Mercy Corp.
 - h. Hitchcock VFD
 - i. Jamaica Beach VFD
 - j. Port Bolivar VFD
 - k. San Leon VFD
 - l. Santa Fe VFD
 - m. Tiki Island VFD
- *41. Consideration of *authorization to execute renewal letters* submitted by Director of Finance and Administration:
- a. Galveston Windstorm Action Committee
 - b. Gulf Coast Rail District
 - c. Gulf Coast Center-Connect Transit
 - d. The Children's Center
- *42. Consideration of *authorization to execute renewal contract with the Rosenberg Library to provide library services to the citizens of Galveston County* submitted by the Director of Finance and Administration.
- *43. Consideration of *authorization to execute renewal contract with the Galveston County Fire Fighters Association for administering, training, and services performed for the Fire Departments* submitted by Director of Finance and Administration.
- *44. Consideration of *authorization to execute renewal contract with the Galveston County Emergency Services District #2 for fire protection and emergency medical services* submitted by Director of Finance and Administration.
- *45. Consideration of *authorization to execute renewal contract with Resolve It to provide intervention and support to at-risk youth* submitted by Director of Finance and Administration.

- *46. Consideration of authorization *to execute renewal contract with Narcotics Anonymous "High Noon Steppers" for the use of the Dickinson Community Center to hold meetings* submitted by Director of Finance and Administration.
- *47. Consideration of *authorization to execute contracts with the following organizations for the Financial Assistance Program* submitted by the Director of Finance and Administration:
 - a. Interfaith Caring Ministries
 - b. St. Vincent's
- *48. Consideration of *approval of contract instructor agreement between Galveston County Parks & Cultural Services Department and Mary Richards for the purpose of ceramic instruction classes for FY-2016*, submitted by the Parks & Cultural Services Department.
- *49. Consideration of *execution of an interlocal agreement with the City of League City - Congregate Meal Grant Program for FY2016*, submitted by the Parks & Cultural Services Department.
- *50. Consideration of *execution of an interlocal agreement with the City of Texas City - Congregate Meal Grant Program for FY2016*, submitted by the Parks & Cultural Services Department.
- *51. Consideration of *approval of a Memorandum of Understanding with College of the Mainland for Lifelong Learning and continuing education courses for Seniors in Galveston County* submitted by the Parks & Cultural Services Department.
- *52. Consideration of *approval of granting a reduction of a permit fee (Facility Permitting Policy, Section 5.1.6) for Covenant House COGIC for the recurring use of the Pioneer House at Carbide Park on Sundays from 8:15am-11:15am* submitted by the Parks & Cultural Services Department.
- *53. Consideration of *approval of granting a reduction of a permit fee (Facility Permitting Policy, Section 5.1.2 and 5.1.3) for Clear Creek Independent School District - Athletic Department for use of Walter Hall Park for a two-day intermediate school cross country meet on Monday, December 14, 2015 and Tuesday, December 15, 2015*, submitted by the Parks & Cultural Services Department.
- *54. Consideration for *authorization to cancel and re-bid the following bid* submitted by the Purchasing Agent:

a. Bid #B151029 CDBG Round 2 Real Property Sales - August 2015

- *55. Consideration for *authorization to dispose of Salvage or Surplus Property* submitted by the Purchasing Agent.
- *56. Consideration of *approval of a contract with Boucher Design Group, LLC for site design of 64-acre park in Bacliff* submitted by County Architect.
- *57. Consideration of *approval of a contract with Cobb Fendley & Associates, Inc. for civil engineering for 64-acre park in Bacliff* submitted by County Architect.
- *58. Consideration of *approval of a contract with Manning Engineering Corp for engineering services to provide Windstorm Inspection and Certifications required for 722 Moody campus* submitted by County Architect.
- *59. Consideration of *approval of amending county space allocation plan* submitted by Facilities.
- *60. Consideration of *authorizing Resolution Certifying County Policies in Compliance with its Participation in Community Development Block Grant Projects* submitted by Professional Services.
- *61. Consideration of *authorizing the estimated transfer of \$308,000 for the State Non-Federal Share private Hospital Medicaid Fund (IGT)* submitted by Professional Services.
- *62. Consideration of *authorizing County Judge to execute a license agreement for the use of the Bolivar Beaches Logo between the County of Galveston and Keep Bolivar Beautiful* submitted by Commissioner, Precinct 1.

Action Agenda

63. **Housing Department**

- a. Consideration of approval of Tri-Party Elevation Agreement with revisions made effective September 29, 2015, which is the agreement used between homeowners, contractors, and Galveston County in the SRL Elevation Program.

64. **Human Resources**

- a. Consideration of approving out of policy Request for appointment of Toll Collector (#1) submitted by Human Resources.
- b. Consideration of approving reclassification of Toll Collectors to grade 9 submitted by Human Resources.

65. **Parks & Senior Services**

- a. Consideration of approval for Environmental Service Proposal for Wetland Delineation Update for 64 Acre Park with Berg Oliver Associates Inc.

66. **Professional Services**

- a. Consideration of approval of the following Budget Amendments:
 1. 15-167-0929-A
District Attorney - Request budget transfer from Professional Service Intoxilizer to Travel and Education for FY 2015
 2. 15-168-0929-B
Court Administration Office - Request transfer from General Fund Budgeted Reserves for various Court Administration Office expenses for the rest of the fiscal year.
 3. 15-169-0929-C
Veteran's Court - Request transfer from Veteran's Court Fund to General Fund to close the Special Revenue Fund
 4. 15-170-0929-D
Debt Service - Request transfer from Pass Thru Toll Rev Ltd Tx Refunding 2012 to Pass Thru Toll Rev Ltd Tax Bond Series 2001 to close out debt service fund a bond series now retired
 5. 15-171-0929-E
Debt Service - Request transfer to close out the Debt Service Fund for a bond series now retired.
 6. 15-172-0929-F
Law Library - Request an interfund transfer for additional funds to cover books and periodicals through the end of the fiscal year 2015
 7. 16-005-0929-A
122nd District Court - Request transfer from General Fund Budgeted Reserves for the Bailiff position in the 122nd District Court
 8. 16-006-0929-B
Court Administration Office - Request transfer from General Fund Budgeted Reserves for Court Reporters Expense in the Court Administration Office for FY 2016
 9. 16-007-0929-C
Court Administration Office - Request transfer from General-

Government Travel & Education to various District and County Court
Travel and Education accounts for FY 2016

10. 16-008-0929-D

Court Administration Office - Request transfer from General Fund
Budgeted Reserves to various District and County Court Membership and
Dues accounts for FY 2016

67. **Purchasing**

- a. Consideration of authorization of awarding a bid on the following:
 - 1. Bid #B151027 Bolivar Peninsula Special Utility District Three
Generator Projects
 - 2. Bid #B152020 Vehicle Repairs
 - 3. Bid #B152013 Sheriff Department Uniforms & Supplies
 - 4. RFP #B152015 Inmate Health Care Medical Services
- b. Consideration of approval of Second Amendment between Galveston County
and each of the below listed SRL Elevation Contractors and authorization for
County Judge to execute each such Second Amendment; the SRL Elevation
Contractors for which this Second Amendment is sought are the following:
 - 1. Arkitektura Development, Inc.
 - 2. DSW Homes, LLC.
 - 3. Ducky Johnson House Movers, Inc.

68. **Sheriff**

- a. Consideration of authorizing County Judge to execute a Service Mark License
Agreement for Texas Cities and Counties with the Texas Automobile Burglary
and Theft Prevention Authority submitted by County Legal.
- b. Consideration of approval of Analyst Agreement between the County of
Galveston and the United States Drug Enforcement Administration to provide
drug enforcement analyst services submitted by County Legal.

69. **County Legal**

- a. Consideration of appointing a Special Commissioner to advertise for proposals
for the lease of the majority of the Joe Faggard Building located on Bolivar-

Peninsula to an AARP Chapter.

- b. Consideration of appointing Special Commissioner to advertise for proposals for the lease of office space, approximately 400 square feet in size, located in the Joe Faggard Building located on Bolivar Peninsula to a Chamber of Commerce.
- c. Consideration of approving EEOP Utilization Report, authorizing County Judge to execute the EEOP Utilization Report, and authorizing submission of the EEOP Utilization Report to the Department of Justice, Office of Justice Programs.
- d. **Break into Executive Session:**
- e. **Executive Session:** Texas Government Code Section 551.074, Personnel Matters: the Commissioners Court will enter into executive session as permitted under the Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.074 of the Texas Government Code, Personnel Matters: to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee, respectively:
 - 1. CDBG Project Coordinator
 - 2. Chief Human Resources Officer
- f. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to 3:14-CV-00186, Tomasa Duran v. Galveston County, in the U.S. District Court for the Southern District of Texas, Galveston Division.
- g. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to performance of Expert House Movers, Inc. in the County's Severe Repetitive Loss Elevation Program.
- h. **Executive Session:** Texas Government Code Section 551.071, Consultation-

with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to the recovery of the lien arising from workers compensation benefits paid to a Sheriff's deputy as a result of a vehicular accident on or about December 30, 2013.

- i. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating Civil Action No. 3:14-CV-406; Raymond Benoist vs Galveston County and Henry Trochesset, Individually and in his Official Capacity.
- j. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to 3:15-CV-238, Bonnie Quiroga v. Galveston County, in the U.S. District Court for the Southern District of Texas, Galveston Division.
- k. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to Cause No. 01-15-00583-CV, Hon. Mark Henry, v. Hon. Lonnie Cox , in the Court of Appeals for the First Court of Appeals District of Texas.
- l. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas-

Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to Cause No. 01-15-00797-CV, Hon. Lonnie Cox v. Hon. Mark Henry, et. al., in the Court of Appeals for the First Court of Appeals District of Texas.

- m. **Reconvene Into Regularly Scheduled Meeting.**
- n. Consideration of authorizing County Legal to inform outside counsel of response to settlement demand relating to Civil Action No. 3:14-CV-406; Raymond Benoist vs Galveston County and Henry Trocheset, Individually and in his Official Capacity.
- o. Consideration of issuing a demand pursuant to *G.A. Stowers Furniture Co. v. American Indem. Co.*, to State Farm Insurance regarding the recovery of the lien arising from workers compensation benefits paid to a Sheriff's deputy as a result of a vehicular accident on or about December 30, 2013.

Adjourn

WORKSHOP AGENDA

- 1. Discussion of Indigent Defense Attorney process system – Techshare
- 2. Discussion for determination for data storage for body cameras for the Sheriff's Office

Appearances before Commissioners Court

A speaker whose subject matter as submitted relates to an identifiable item of business on this agenda will be requested by the County Judge or other presiding court members to come to the podium where they will be limited to three minutes (3). A speaker whose subject matter as submitted does not relate to an identifiable item of business on this agenda will be limited to three minutes (3) and will be allowed to speak before the meeting is adjourned. Please arrive prior to the meeting and sign in with the County Clerk.

Executive Sessions

The Galveston County Commissioners Court may recess into closed meeting (Executive Session) on any item listed on this agenda if the Executive Session is authorized under the Open Meetings Act pursuant to one or more the following exceptions: Tex. Gov't Code §§ 551.071 (consultation with attorney), 551.072 (deliberation regarding real property), 551.073 (deliberation regarding a prospective gift or donation), 551.074 (personnel matters), 551.0745 (personnel matters affecting County advisory body), 551.076 (deliberation regarding security devices or security audits), and/or 551.087 (deliberations regarding economic development negotiations). The Presiding Officer of the Commissioners Court shall announce the basis for the Executive Session prior to recessing into Executive Session. However, the Commissioners Court may only enter into the Executive Session on any agenda item for which a separate Executive Session has not been separately posted if, prior to conducting the Executive Session, a majority of the Commissioners Court votes to go into Executive Session. This motion requirement does not apply to any agenda item that has been previously noticed to constitute or include an Executive Session.
